

ORIGINAL
OPEN MEETING AGENDA ITEM



BEFORE THE ARIZONA CORPORATION COMMISSION

04P

COMMISSIONERS

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2005 SEP 13 P 4:33

AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF
CAVE CREEK WATER COMPANY FOR
APPROVAL OF AN EXTENSION OF THEIR
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO INCLUDE PARCEL NO. 216-29-
002A.

DOCKET NO. W-01452A-05-0082

IN THE MATTER OF THE APPLICATION OF
CAVE CREEK WATER COMPANY FOR
APPROVAL OF AN EXTENSION OF THEIR
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO INCLUDE PARCEL NO. 211-99-
006.

DOCKET NO. W-01452A-04-0810

NOTICE OF FILING

Cave Creek Water Company, through undersigned counsel, files the attached Affidavit of Publication concerning nitrate monitoring during the first quarter of 2003. This Affidavit confirms that Cave Creek Water Company met its compliance obligation with respect to the Maricopa County Department of Environment Services' ("MCDES") notice of violation. This Affidavit also will be submitted to MCDES.

RESPECTFULLY SUBMITTED this 13th day of September 2005.

ROSHKA HEYMAN & DEWULF, PLC

By

Raymond S. Heyman

Michael W. Patten

One Arizona Center

400 East Van Buren Street, Suite 800

Phoenix, Arizona 85004

Attorneys for Cave Creek Water Company

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1 Original and 15 copies of the foregoing
2 filed this 13th day of September 2005 with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 Copy of the foregoing hand-delivered/mailed
8 this 13th day of September 2005 to:

9 Lyn A. Farmer, Esq.
10 Chief Administrative Law Judge
11 Hearing Division
12 Arizona Corporation Commission
13 1200 West Washington Street
14 Phoenix, Arizona 85007

15 Christopher C. Kempley, Esq.
16 Chief Counsel, Legal Division
17 Arizona Corporation Commission
18 1200 West Washington Street
19 Phoenix, Arizona 85007

20 Ernest G. Johnson
21 Director, Utilities Division
22 Arizona Corporation Commission
23 1200 West Washington Street
24 Phoenix, Arizona 85007

25 Kristin Magin
26 Salmon, Lewis & Weldon, P.L.C.
27 2850 East Camelback Road, Suite 200
Phoenix, Arizona 85016

Stephen J. Anthony
Sacks Tierney, P.A.
4250 North Drinkwater Boulevard, 4th Floor
Scottsdale, Arizona 85251

By Mary J. Joplin

AFFIDAVIT OF PUBLICATION

STATE OF ARIZONA

SS

COUNTY OF MARICOPA

I, Karen Seemeyer , publisher of

The Desert Advocate,

**a newspaper in general circulation printed and published in
the County of Maricopa , State of Arizona do solemnly swear
that a copy of the above notice is the matter is the matter of**

**Public Notice
For
Cave Creek Water**

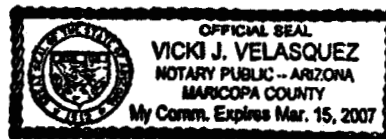
**As per clipping attached, was publised weekly in the regular
And entire edition of the said newspaper, and not in any
supplement hereof, for a periodof one week(s) as follows
to wit**

February 9 2005

.....
Karen Seemeyer

Subscribed and sworn to before me.

Vicki J. Velasquez
.....
Notary Public



PUBLIC NOTICE

This notice is to inform customers of the Cave Creek Water System, PWS #07-016, that a recently completed audit—performed by the Maricopa County Department of Environmental Quality—of the drinking water compliance monitoring done by the Company determined that the water system failed to monitor for nitrates during the first quarter of 2003 and, therefore, cannot be sure of the quality of your drinking water during that time. Likely sources of contamination include runoff from fertilizer use, leaching from septic tanks and sewage or erosion of natural deposits. Nitrate in drinking water at levels greater than 10 parts per million is a health risk for infants of less than six months of age. High nitrate levels in drinking water can cause blue baby syndrome. The Water Company has been taking nitrate tests quarterly for many years and never in the past five years have we exceeded 1.2 parts per million. If you have any questions, please contact Dave Adams at Cave Creek Water Company 480-488-3331 or Duncan Wright at Maricopa County 602-506-5173.

David R. Adams,
Supervisor
Cave Creek Water Company